



COUNTY OF LOS ANGELES

JUDICIAL PROCEDURES COMMISSION

383 Hall of Administration / 500 West Temple Street / Los Angeles, California 90012 / (213) 974-1431

REVISED MINUTES OF THE 666th MEETING OF THE JUDICIAL PROCEDURES COMMISSION

The 666th meeting of the Los Angeles County Judicial Procedures Commission was held on September 15, 2005, in Room 140 at the Kenneth Hahn Hall of Administration, 500 West Temple Street, Los Angeles, California. A list of those in attendance follows:

MEMBERS PRESENT

Bertrum M. CeDillos, Chair
Andrew Friedman
William J. Galloway
Ann Jackson
Thomas J. Jeffers
Neal Millard

MEMBERS EXCUSED

Clifton Albright, Vice Chair
Lee Kanon Alpert
Nelson L. Atkins
Walter Coombs
Carol Rose
Sylvia Scott-Hayes
Robbi J. Work

Bertrum M. CeDillos
Chair

Clifton W. Albright
Vice Chair

Lee Kanon Alpert
Nelson L. Atkins
Walter P. Coombs
Andrew Friedman
William J. Galloway
Ann Jackson
Thomas J. Jeffers
Neal S. Millard
Carol L. Rose
Sylvia Scott-Hayes
Robbi J. Work

EX-OFFICIO MEMBERS

Heather Aubry, City of Los Angeles
Laura Green, Public Defender's Office
Larry Mason, District Attorney's Office
Capt. Sam Dacus, LA County Sheriff's Department

COUNTY REPRESENTATIVES

Darby Chen, Superior Court
Bea Dieringer, Los Angeles County District Attorney's Office
Michael P. Karsh, LA City Council
Dr. Margaret Little, Superior Court
Honorable John H. Sandoz, Superior Court
Peggy Shuttleworth, Countywide Criminal Justice Coordination Committee
Zoe Venhuizen, Superior Court

STAFF

Jim Corbett
Dedie Ward
Austin Patteson

CALL TO ORDER

Chair CeDillos called the 666th regular meeting of the Los Angeles County Judicial Procedures Commission (JPC) to order at 12:35 p.m.

PLEDGE OF ALLEGIANCE

Councilman Zine was asked to lead everyone in the Pledge of Allegiance. Introductions of the Commissioners, Ex-Officio Members, Staff and Guests followed.

**GUEST SPEAKER – HONORABLE MICHAEL A. TYNAN, SUPERVISING JUDGE,
LOS ANGELES COUNTY DRUG COURTS**

Chair CeDillos welcomed and introduced Judge Michael A. Tynan, who has served as judge, commissioner, and as a teacher of law for many institutions. He is credited with founding and supervising a Sentenced Offender Drug Court, and has won several Productivity and Quality Awards.

Judge Tynan spoke on Prop 36, which entitles defendants arrested on drug charges to enter probation and/or diversion programs if they are first or second-time offenders with no violent convictions in the past five years. Judge Tynan claimed Prop 36 sanctions a loophole enabling recidivist offenders to cycle through treatment programs instead of serving jail time. He said most offenders are heavily addicted, with an average of eight felony convictions on record, and that roughly half in Los Angeles County desert probation to continue using drugs. Only about 38% in the county and 25% statewide complete treatment and are not arrested in the following year. Senator Ducheny, D-CA, has proposed SB 803, which would modify Prop 36 by restoring a judge's discretion to jail recidivist felons eligible for drug diversion or probation. Although his program has lost federal and state funding, the Judge hopes to acquire appropriations under Prop 63, which helps fund Mental Health Services by drawing an additional 1% income tax from Californians who net over \$1 million annually. To increase funding, Judge Tynan may tailor his court to try offenders dually-diagnosed with drug addiction and a mental disorder.

CHAIR'S REPORT

Chair CeDillos announced that Mayor Villaraigosa appointed Commissioner Friedman to Fire Commission; former Commissioner Kim as Chairman of the Transportation Commission; and appointed the wife of Commissioner Kim, Kaylynn, to the Harbor Commission.

APPROVAL OF THE MINUTES OF JULY 21, 2005 AND AUGUST 18, 2005

The approval for the Minutes of the July 21 and August 18, 2005 meetings were postponed due to the lack of a quorum.

COMMITTEE REPORTS AND UPDATES

Police Court Overtime Committee

Lt. George Bush, LAPD, reported that:

- The department saved an estimated \$159,000 in quarterly overtime by making an agreement with Michael Jackson's defense attorney and his prosecutors, who promised not to subpoena trial officers until absolutely necessary. In return, the department furnished these officers in a timely manner.
- The department is developing a program that enables officers to enter documentary evidence, so that detectives and officers need bring fewer items to court and Office of the District Attorney.

Unauthorized Practice of Law

Neal Millard reported that:

- Recently, the Task Force on Unauthorized Practice of Law has focused on *notario* fraud. *Notarios* are notaries from Latin America whose scope of practice transcends that of an American notary. Many *notarios* exploit this difference by offering unauthorized legal services in the U.S.
- The Task Force has formed three committees:
 - 1) Education and Outreach – to inform the public.
 - 2) Legislation – which will work to define the role of *notarios* in law
 - 3) Enforcement – which will make high-level arrests, and publicize the issue
- NBC is composing a documentary on *notario* fraud, and a rather high-profile case is underway involving a *notario* accused of stealing official rubber stamps from a judge.

PUBLIC COMMENT

- Bea Dieringer requested that the commission set aside an amount less than \$500 to make and distribute flyers and brochures for the legal self-help program. Chair CeDillos said this was feasible, and pointed out that JPC is one of the few commissions without discretionary funds, which he has been working to secure.
- Commissioner Jackson reported that the grant for the Violence against Women Program will become available in time for the new federal fiscal year.

MATTERS NOT ON THE POSTED AGENDA

There were none.

ADJOURNMENT

There being no further business, the meeting was adjourned at 1:15 p.m.

The next meeting of the Judicial Procedures Commission is scheduled for Thursday, October 20, 2005.